

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

American Efficient LLC and  
Affirmed Energy LLC,

Plaintiffs,

v.

Federal Energy Regulatory Commission,  
Mark C. Christie, Willie L. Phillips, David  
Rosner, Lindsay S. See, and Judy W. Chang,  
*in their official capacities as Commissioners  
of the Federal Energy Regulatory  
Commission,*

Defendants.

Case No. 1:25-cv-00068-TDS-JEP

**AFFIDAVIT OF SERVICE**

Mark A. Hiller, being first duly sworn, says:

1. I am an attorney for Plaintiffs American Efficient LLC and Affirmed Energy LLC in this action.

2. On January 31, 2025, pursuant to Federal Rule of Civil Procedure 4(i)(1) and (2), I served copies of the Summons in a Civil Action and Plaintiffs' Complaint in this action, as well as Plaintiffs' Motion for a Preliminary Injunction, Plaintiffs' Memorandum in Support of Motion for a Preliminary Injunction, Declaration of F. Bo Clayton Jr. in Support of Plaintiffs' Motion for a Preliminary Injunction, Disclosure of Corporate Affiliations and Other Entities with a Direct Financial Interest in Litigation for Plaintiff American Efficient LLC, Disclosure of Corporate Affiliations and Other Entities with a Direct Financial Interest in Litigation for Plaintiff Affirmed Energy LLC, Notice of

Appearance of Cary B. Davis, Plaintiffs' Notice of Special Appearance of Seth P. Waxman, Plaintiffs' Notice of Special Appearance of Kelly P. Dunbar, Plaintiffs' Notice of Special Appearance of Suede G. Kelly, Plaintiffs' Notice of Special Appearance of John N. Estes, III, Notice of Right to Consent to the Exercise of Civil Jurisdiction by a Magistrate Judge, the Court's January 31, 2025 docket entry stating the case assignment to Judge Thomas D. Schroeder and Magistrate Judge Joi Elizabeth Peake, and the Court's January 31, 2025 docket entry referring the case to mediation (collectively, the "Process, Filings, and Notices"), by certified mail on the Defendants in this action at the following addresses:

Office of the Secretary  
Federal Energy Regulatory Commission  
888 First Street NE  
Washington, D.C. 20426

Mark C. Christie  
Federal Energy Regulatory Commission  
888 First Street NE  
Washington D.C. 20426

Willie L. Phillips  
Federal Energy Regulatory Commission  
888 First Street NE  
Washington, D.C. 20426

David Rosner  
Federal Energy Regulatory Commission  
888 First Street NE  
Washington, D.C. 20426

Lindsay S. See  
Federal Energy Regulatory Commission  
888 First Street NE  
Washington, D.C. 20426

Judy W. Chang  
Federal Energy Regulatory Commission  
888 First Street NE  
Washington, D.C. 20426

3. On January 31, 2025, pursuant to Federal Rule of Civil Procedure 4(i)(1) and (2), I also served copies of the Process, Filings, and Notices by certified mail on the following:

U.S. Attorney's Office for the Middle District of North Carolina  
Civil Process Clerk  
101 S. Edgeworth Street  
4th Floor  
Greensboro, NC 27401

Attorney General of the United States  
U.S. Department of Justice  
950 Pennsylvania Ave., NW  
Washington, D.C. 20530-0001

4. On February 6, 2025, Defendant Federal Energy Regulatory Commission received a copy of the Process, Filings, and Notices as evidenced by the return delivery receipt attached hereto as **Exhibit A**.

5. On February 6, 2025, Defendant Willie L. Phillips received a copy of the Process, Filings, and Notices as evidenced by the certified mail receipt with tracking number and USPS tracking report attached hereto as **Exhibit B**.

6. On February 6, 2025, Defendant David Rosner received a copy of the Process, Filings, and Notices as evidenced by the certified mail receipt with tracking number and USPS tracking report attached hereto as **Exhibit C**.

7. On February 7, 2025, Defendant Lindsay S. See received a copy of the Process, Filings, and Notices as evidenced by the certified mail receipt with tracking number and USPS tracking report attached hereto as **Exhibit D**.

8. On February 7, 2025, Defendant Judy W. Chang received a copy of the Process, Filings, and Notices as evidenced by the certified mail receipt with tracking number and USPS tracking report attached hereto as **Exhibit E**.

9. On February 7, 2025, the U.S. Attorney's Office for the Middle District of North Carolina received a copy of the Process, Filings, and Notices as evidenced by the return delivery receipt attached hereto as **Exhibit F**.

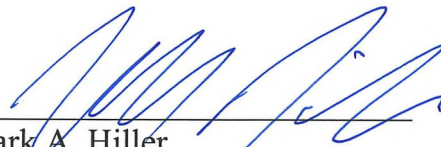
10. On February 7, 2025, the Attorney General of the United States received a copy of the Process, Filings, and Notices as evidenced by the return delivery receipt attached hereto as **Exhibit G**.

11. At this time, I have not received evidence that Defendant Mark C. Christie received the Process, Filings, and Notices through the service described on him above.

12. This affidavit is made in accordance with Rule 4(*l*)(1) of the Federal Rules of Civil Procedure.

[Signature page follows]





Mark A. Hiller  
N.C. Bar No. 50004  
ROBINSON, BRADSHAW & HINSON, P.A.  
1450 Raleigh Road  
Suite 100  
Chapel Hill, NC 27517  
Phone: (919) 328-8800  
mhiller@robinsonbradshaw.com

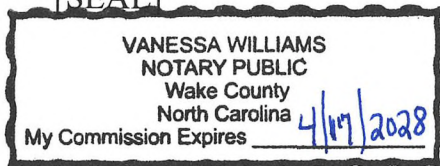
Sworn to and subscribed before me this  
28 day of February, 2025.

My commission expires: 4/17/2028

Vanessa Williams  
Notary Printed Name

Vanessa Williams  
Notary Signature

[SEAL]



# EXHIBIT A

9414 7266 9904 2977 5637 43  
CERTIFIED MAIL® ARTICLE NUMBER

US Postal Service®

# Certified Mail® Receipt

*Domestic Mail Only  
No Insurance  
Coverage Provided*

Postage	\$
Certified Mail Fee	\$
Return Receipt Fee (Endorsement Required)	\$
Restricted Delivery Fee (Endorsement Required)	\$
<b>Total Postage &amp; Fees</b>	<b>\$ 18.85</b>



Sent To:


Office of the Secretary  
Federal Energy Regulatory Commission  
888 First Street NE  
Washington, D.C. 20426

PS Form 3800, April 2015

SEE REVERSE FOR INSTRUCTIONS

26870.00014 E. Deal

2

<b>Return Receipt Article Number</b>   9590 9266 9904 2977 5637 46	<b>COMPLETE THIS SECTION ON DELIVERY</b>	
<b>2. Certified Mail® Article Number</b>  9414 7266 9904 2977 5637 43	<b>A. Signature</b> X	<input type="checkbox"/> Agent <input type="checkbox"/> Addressee
<b>3. Service Type: CERTIFIED MAIL</b>	<b>B. Received by (Printed Name)</b>	<b>C. Date of Delivery</b>
<b>4. Restricted Delivery? (Extra Fee)</b> <input type="checkbox"/> Yes	<b>D. Is delivery address different from item 1?</b> If YES, enter delivery address below: <div style="float: right;"> <input type="checkbox"/> Yes  <input type="checkbox"/> No </div>	
<b>1. Article Addressed to:</b>  <div style="text-align: center;"> Office of the Secretary  Federal Energy Regulatory Commission  888 First Street NE  Washington, D.C. 20426 </div>		
PS Form 3811, Facsimile, July 2015		Domestic Return Receipt



# EXHIBIT B

9414 7266 9904 2971 6803 61

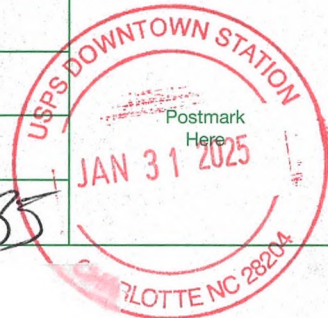
CERTIFIED MAIL® ARTICLE NUMBER

US Postal Service®

# **Certified Mail® Receipt**

*Domestic Mail Only  
No Insurance  
Coverage Provided*

Postage	\$
Certified Mail Fee	\$
Return Receipt Fee (Endorsement Required)	\$
Restricted Delivery Fee (Endorsement Required)	\$
<b>Total Postage &amp; Fees</b>	<b>\$ 18.85</b>



Sent To:

Willie L. Phillips  
Federal Energy Regulatory Commission  
888 First Street NE  
Washington, D.C. 20426

PS Form 3800, April 2015

SEE REVERSE FOR INSTRUCTIONS

*Elise Deal 26870.00014*

2

# USPS Tracking®

[FAQs >](#)

Tracking Number:

[Remove X](#)**9414726699042971680361**[Copy](#)[Add to Informed Delivery \(https://informedelivery.usps.com/\)](https://informedelivery.usps.com/)

## Latest Update

Your item was delivered to the front desk, reception area, or mail room at 12:33 pm on February 6, 2025 in WASHINGTON, DC 20426.

**Get More Out of USPS Tracking:****USPS Tracking Plus®**

## Delivered

**Delivered, Front Desk/Reception/Mail Room**

WASHINGTON, DC 20426

February 6, 2025, 12:33 pm

[See All Tracking History](#)[What Do USPS Tracking Statuses Mean? \(https://faq.usps.com/s/article/Where-is-my-package\)](https://faq.usps.com/s/article/Where-is-my-package)**Text & Email Updates****USPS Tracking Plus®****Product Information****See Less ^**

Track Another Package

# EXHIBIT C



9414 7266 9904 2971 6803 47

CERTIFIED MAIL® ARTICLE NUMBER

US Postal Service®

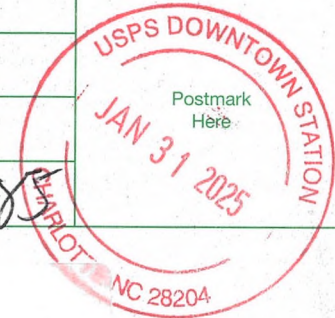
# Certified Mail® Receipt

*Domestic Mail Only  
No Insurance  
Coverage Provided*

Postage	\$
Certified Mail Fee	\$
Return Receipt Fee (Endorsement Required)	\$
Restricted Delivery Fee (Endorsement Required)	\$
<b>Total Postage &amp; Fees</b>	<b>\$ 18.85</b>

Sent To:

David Rosner  
Federal Energy Regulatory Commission  
888 First Street NE  
Washington, D.C. 20426



PS Form 3800, April 2015

Elise Deal 26870.00014

SEE REVERSE FOR INSTRUCTIONS

2

# USPS Tracking®

[FAQs >](#)

Tracking Number:

[Remove X](#)**9414726699042971680347**[Copy](#)[Add to Informed Delivery \(https://informedelivery.usps.com/\)](https://informedelivery.usps.com/)

## Latest Update

Your item was delivered to the front desk, reception area, or mail room at 12:33 pm on February 6, 2025 in WASHINGTON, DC 20426.

**Get More Out of USPS Tracking:****USPS Tracking Plus®**

## Delivered

**Delivered, Front Desk/Reception/Mail Room**

WASHINGTON, DC 20426

February 6, 2025, 12:33 pm

[See All Tracking History](#)[What Do USPS Tracking Statuses Mean? \(https://faq.usps.com/s/article/Where-is-my-package\)](https://faq.usps.com/s/article/Where-is-my-package)**Text & Email Updates****USPS Tracking Plus®****Product Information****See Less ^**

Track Another Package

# EXHIBIT D

9414 7266 9904 2977 5636 82  
CERTIFIED MAIL® ARTICLE NUMBER

US Postal Service®

# Certified Mail® Receipt

Domestic Mail Only  
No Insurance  
Coverage Provided

Postage	\$
Certified Mail Fee	\$
Return Receipt Fee (Endorsement Required)	\$
Restricted Delivery Fee (Endorsement Required)	\$
<b>Total Postage &amp; Fees</b>	<b>\$ 18.85</b>

Sent To:

Lindsay S. See  
Federal Energy Regulatory Commission  
888 First Street NE  
Washington, D.C. 20426

PS Form 3800, April 2015

SEE REVERSE FOR INSTRUCTIONS

E.Deal 26870.00014





# USPS Tracking®

[FAQs >](#)

Tracking Number:

[Remove X](#)**9414726699042977563682**[Copy](#)[Add to Informed Delivery \(https://informedelivery.usps.com/\)](https://informedelivery.usps.com/)

## Latest Update

Your item was delivered to the front desk, reception area, or mail room at 11:51 am on February 7, 2025 in WASHINGTON, DC 20426.

**Get More Out of USPS Tracking:****USPS Tracking Plus®**

## Delivered

**Delivered, Front Desk/Reception/Mail Room**

WASHINGTON, DC 20426

February 7, 2025, 11:51 am

[See All Tracking History](#)[What Do USPS Tracking Statuses Mean? \(https://faq.usps.com/s/article/Where-is-my-package\)](https://faq.usps.com/s/article/Where-is-my-package)**Text & Email Updates****USPS Tracking Plus®****Product Information****See Less ^**

Track Another Package

# EXHIBIT E

9414 7266 9904 2977 5636 99  
CERTIFIED MAIL® ARTICLE NUMBER

US Postal Service®

# Certified Mail® Receipt

*Domestic Mail Only  
No Insurance  
Coverage Provided*

Postage

\$

Certified Mail Fee

\$

Return Receipt Fee  
(Endorsement Required)

\$

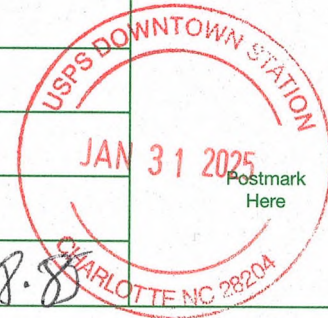
Restricted Delivery Fee  
(Endorsement Required)

\$

**Total Postage & Fees**

\$

18.85



Sent To:

Judy W. Chang  
Federal Energy Regulatory Commission  
888 First Street NE  
Washington, D.C. 20426

PS Form 3800, April 2015

SEE REVERSE FOR INSTRUCTIONS

Elise Deal 26870.00014

2

# USPS Tracking®

[FAQs >](#)

Tracking Number:

[Remove X](#)**9414726699042977563699**[Copy](#)[Add to Informed Delivery \(https://informedelivery.usps.com/\)](https://informedelivery.usps.com/)

## Latest Update

Your item was delivered to the front desk, reception area, or mail room at 11:51 am on February 7, 2025 in WASHINGTON, DC 20426.

**Get More Out of USPS Tracking:****USPS Tracking Plus®**

## Delivered

**Delivered, Front Desk/Reception/Mail Room**

WASHINGTON, DC 20426

February 7, 2025, 11:51 am

[See All Tracking History](#)[What Do USPS Tracking Statuses Mean? \(https://faq.usps.com/s/article/Where-is-my-package\)](https://faq.usps.com/s/article/Where-is-my-package)**Text & Email Updates****USPS Tracking Plus®****Product Information****See Less ^**

Track Another Package



# EXHIBIT F

9434 7266 9904 2977 5637 05  
CERTIFIED MAIL® ARTICLE NUMBER

US Postal Service®

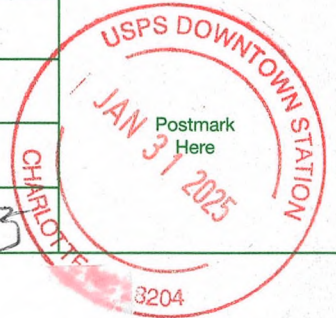
# Certified Mail® Receipt

*Domestic Mail Only  
No Insurance  
Coverage Provided*

Postage	\$
Certified Mail Fee	\$
Return Receipt Fee (Endorsement Required)	\$
Restricted Delivery Fee (Endorsement Required)	\$
<b>Total Postage &amp; Fees</b>	<b>\$ 18.83</b>

Sent To:

U.S. Attorney's Office  
for the Middle District of North Carolina  
Civil Process Clerk  
101 S. Edgeworth Street  
4th Floor  
Greensboro, NC 27401




PS Form 3800, April 2015

*Elise Deal 26870.00014*

SEE REVERSE FOR INSTRUCTIONS

2

Return Receipt Article Number		COMPLETE THIS SECTION ON DELIVERY	
 9590 9266 9904 2977 5637 08		A. Signature <i>[Signature]</i> <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee	
2. Certified Mail® Article Number		B. Received by (Printed Name)	C. Date of Delivery
9414 7266 9904 2977 5637 05		Wallace	2/7/25
3. Service Type: <b>CERTIFIED MAIL</b>		D. Is delivery address different from item 1? If YES, enter delivery address below:	
4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes		<input type="checkbox"/> Yes <input type="checkbox"/> No	
1. Article Addressed to:			
U.S. Attorney's Office for the Middle District of North Carolina Civil Process Clerk 101 S. Edgeworth Street 4th Floor Greensboro, NC 27401			
PS Form 3811, Facsimile, July 2015		Domestic Return Receipt	

# EXHIBIT G



9414 7266 9904 2977 5637 29  
CERTIFIED MAIL® ARTICLE NUMBER

US Postal Service®

# Certified Mail® Receipt

*Domestic Mail Only  
No Insurance  
Coverage Provided*

Postage

\$

Certified Mail Fee

\$

Return Receipt Fee  
(Endorsement Required)

\$

Restricted Delivery Fee  
(Endorsement Required)

\$

**Total Postage & Fees**

\$ 18.85



Sent To:


Attorney General of the United States  
U.S. Department of Justice  
950 Pennsylvania Ave., NW  
Washington, D.C. 20530-0001

PS Form 3800, April 2015

Elize Deal 26870.00014

SEE REVERSE FOR INSTRUCTIONS

2

Return Receipt Article Number		COMPLETE THIS SECTION ON DELIVERY	
 9590 9266 9904 2977 5637 22		A. Signature <i>[Signature]</i> <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee	
2. Certified Mail® Article Number		B. Received by (Printed Name)	C. Date of Delivery
9414 7266 9904 2977 5637 29		FFB 07 REC'D	
3. Service Type: <b>CERTIFIED MAIL</b>		D. Is delivery address different from item 1? If YES, enter delivery address below:	
4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
1. Article Addressed to:			
Attorney General of the United States U.S. Department of Justice 950 Pennsylvania Ave., NW Washington, D.C. 20530-0001			
PS Form 3811, Facsimile, July 2015		Domestic Return Receipt	